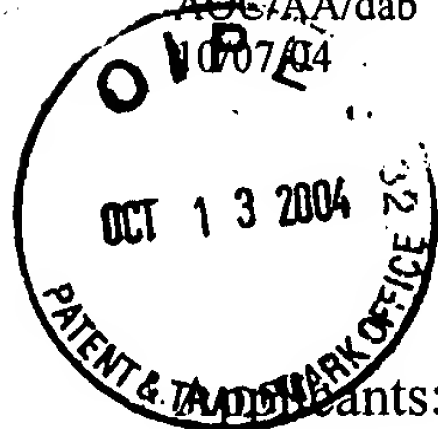


AF / GP1644
[Signature]



NOTICE OF APPEAL FROM THE EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Applicants: Ellis L. Reinherz, Christian Freund, Jing Li, Kazuhisa Nishizawa and
Gerhard Wagner

Serial No.: 09/873,106

Group: 1644

Filed: June 1, 2001

Examiner: Francois P. Vandervegt

Confirmation No.: 2390

For: CLONING AND CHARACTERIZATION OF A CD2 BINDING
PROTEIN (CD2BP2)

CERTIFICATE OF MAILING OR TRANSMISSION	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or is being facsimile transmitted to the United States Patent and Trademark Office on:	
<u>10-07-04</u>	<u>Donna Bartolone</u>
Date	Signature
Donna Bartolone	
Typed or printed name of person signing certificate	

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated June 7, 2004 of the Examiner finally rejecting claims 7-9, 14, 18, 22, 44-46 and 55-61. The item(s) checked below are appropriate:

1. ☒ Applicant hereby petitions to extend the time for filing a Notice of Appeal in response to the Office Action Made Final dated June 7, 2004 for one month from September 7, 2004 to October 7, 2004.
2. ☐ A month extension of time to respond to the Office Action Made Final dated was filed on with payment of a \$ fee.
☐ Applicant hereby petitions for an additional month extension of time to respond to the Office Action Made Final.
3. ☐ A Request for Oral Hearing before the Board of Patent Appeals and Interferences is being filed concurrently herewith.

10/14/2004 SSITHIB1 00000056 09873106 110.00 OP 340.00 OP
01 FC:1251
02 FC:1401

4. Fees are submitted for the following:

[X]	Extension of Time for one month	\$ 110
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[] Additional Extension of Time:

Fee for Extension ([] mo.) \$

Less fee paid ([] mo.) - \$

Balance of fee due	\$ 0
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[X] Notice of Appeal \$ 340

[]	Other	\$
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TOTAL \$ 450

5. The method of payment for the total fees is as follows:

[X] A check in the amount of \$450.00 is enclosed.

[] Please charge Deposit Account No. 08-0380 in the amount of \$[].

Please charge any deficiency or credit any overpayment in the fees that may be due in this matter to Deposit Account No. 08-0380. A copy of this document is enclosed for accounting purposes.

Respectfully submitted,

HAMILTON, BROOK, SMITH, REYNOLDS, P.C.

By _____

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Registration No.: 33,542

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Concord, MA 01742-9133

Date:

Date: October 7, 2004